

# UNITED STATES DISTRICT COURT

for the

District of South Carolina

\_\_\_\_\_  
Daniel Mark Mixson,

*Petitioner*

v.

\_\_\_\_\_  
Al Cannon,

*Respondent*

)  
)  
)  
)  
)

Civil Action No. 0:14-cv-02004-DCN

## JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the petitioner (*name*) \_\_\_\_\_ recover from the respondent (*name*) \_\_\_\_\_ the amount of \_\_\_\_\_ dollars (\$\_\_\_), which includes prejudgment interest at the rate of \_\_\_ %, plus post-judgment interest at the rate of \_\_\_ %, along with costs.

☐ the petitioner recover nothing, the action be dismissed on the merits, and the respondent (*name*) \_\_\_\_\_ recover costs from the petitioner (*name*) \_\_\_\_\_.

☒ other: the petitioner, Daniel Mark Mixson, shall take nothing of the respondent, Al Cannon, as to the petition filed pursuant to 28 U.S.C. § 2254 and this action is dismissed without prejudice and without requiring respondent to file a return

This action was (*check one*):

☐ tried by a jury, the Honorable \_\_\_\_\_ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable \_\_\_\_\_ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable David C. Norton, United States District Judge, presiding, affirming the Report and Recommendation set forth by the Honorable Paige J. Gossett, United States Magistrate Judge, which recommended dismissal of the petition without prejudice.

Date: August 19, 2014

ROBIN L. BLUME, CLERK OF COURT

s/G. Mills

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*